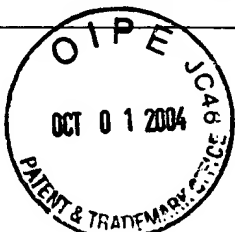


**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)**

 Attorney Docket No:  
0178.210US


In re Application of: Jeremy Minshull, et al.

Application Number: 09/920,607

Filed: July 31, 2001

 For: BIOSENSORS, REAGENTS AND DIAGNOSTIC APPLICATIONS  
OF DIRECTED EVOLUTION

Group Art Unit: 1639

Examiner: My-Chau T. Tran

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above-identified application.

The requested extension and appropriate non-small-entity fee are as follows  
(check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ 110  
☐ Two months (37 CFR 1.17(a)(2)) \$ 420  
☒ Three months (37 CFR 1.17(a)(3)) \$ 950  
☐ Four months (37 CFR 1.17(a)(4)) \$1480  
☐ Five months (37 CFR 1.17(a)(5)) \$2010  
☐ Applicant is a small entity under 37 CFR 1.9 and 1.27, therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$ \_\_\_\_\_.

A small entity statement under 37 CFR 1.27:

- ☐ is enclosed.  
☐ has already been filed in this application.

- ☐ A check in the amount of the fee is enclosed.  
☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.  
☒ The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account Number 50-0990. *I have enclosed a duplicate copy of this sheet.*

- I am the ☐ assignee of record of the entire interest.  
☐ applicant.  
☒ attorney or agent of record.  
☐ attorney or agent under 37 CFR 1.34(a)  
                     Registration number if acting under 37 CFR 1.34(a). Reg. No. 38, 459

SEPTEMBER 27, 2004

Date

Sharon M. Fujita

Signature

10/04/2004 HVUON61 00000001 500990 09920607

01 FC:1253

950.00 DA

Sharon M. Fujita

Typed or printed name and Reg. No. 38,459

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: September 27, 2004 by:

Sharon M. Fujita  
Sharon M. Fujita



# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**950.00**

## Complete if Known

|                      |                 |
|----------------------|-----------------|
| Application Number   | 09/920,607      |
| Filing Date          | July 31, 2001   |
| First Named Inventor | Jeremy Minshull |
| Examiner Name        | My-Chau T. Tran |
| Art Unit             | 1639            |
| Attorney Docket No.  | 0178.210US      |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

50-0990

Maxygen, Inc.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description        | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 770                      | 2001 385                      | Utility filing fee     |          |
| 1002 340                      | 2002 170                      | Design filing fee      |          |
| 1003 530                      | 2003 265                      | Plant filing fee       |          |
| 1004 770                      | 2004 385                      | Reissue filing fee     |          |
| 1005 160                      | 2005 80                       | Provisional filing fee |          |
| SUBTOTAL (1) (\$)             |                               |                        |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims       | -20** =      | X              |          |
| Independent Claims | -3** =       | X              |          |
| Multiple Dependent |              |                |          |

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description  |
|-------------------------------|-------------------------------|--|
| 1202 18                       | 2202 9                        | Claims in excess of 20                                     |
| 1201 86                       | 2201 43                       | Independent claims in excess of 3                          |
| 1203 290                      | 2203 145                      | Multiple dependent claim, if not paid                      |
| 1204 86                       | 2204 43                       | ** Reissue independent claims over original patent         |
| 1205 18                       | 2205 9                        | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater, For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description  | Fee Paid |
|---------------|---------------|--|----------|
| 1051 130      | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 50       | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130      | 1053 130      | Non-English specification  |          |
| 1812 2,520    | 1812 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 920*     | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*   | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110      | 2251 55       | Extension for reply within first month                                     |          |
| 1252 420      | 2252 210      | Extension for reply within second month                                    |          |
| 1253 950      | 2253 475      | Extension for reply within third month                                     | 950.00   |
| 1254 1,480    | 2254 740      | Extension for reply within fourth month                                    |          |
| 1255 2,010    | 2255 1,005    | Extension for reply within fifth month                                     |          |
| 1401 330      | 2401 165      | Notice of Appeal   |          |
| 1402 330      | 2402 165      | Filing a brief in support of an appeal                                     |          |
| 1403 290      | 2403 145      | Request for oral hearing   |          |
| 1451 1,510    | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110      | 2452 55       | Petition to revive - unavoidable   |          |
| 1453 1,330    | 2453 665      | Petition to revive - unintentional   |          |
| 1501 1,330    | 2501 665      | Utility issue fee (or reissue)   |          |
| 1502 480      | 2502 240      | Design issue fee   |          |
| 1503 640      | 2503 320      | Plant issue fee  |          |
| 1460 130      | 1460 130      | Petitions to the Commissioner  |          |
| 1807 50       | 1807 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806 180      | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40       | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 770      | 2809 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 770      | 2810 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 770      | 2801 385      | Request for Continued Examination (RCE)                                    |          |
| 1802 900      | 1802 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**950.00**

## SUBMITTED BY

(Complete if applicable)

|                   |                         |                                   |                    |           |                |
|-------------------|-------------------------|-----------------------------------|--------------------|-----------|----------------|
| Name (Print/Type) | Sharon M. Fujita        | Registration No. (Attorney/Agent) | 35,235             | Telephone | (650) 298-5300 |
| Signature         | <i>Sharon M. Fujita</i> | Date                              | September 27, 2004 |           |                |

## Certificate of Mailing under 37 C.F.R. §1.8

I hereby certify that this is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450, Mail Stop Amendment: on this date:

Typed or Printed Name: Sharon M. Fujita

Date: SEPTEMBER 27, 2004

Signature:

*Sharon M. Fujita*